



STATE OF NEW YORK  
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April 7, 2020

**By Facsimile and ECF**

Honorable Alvin K. Hellerstein  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street  
New York, NY 10007  
Fax: (212) 805-7942

Re: *Tabb v. Matteo, et al.*  
No. 18-cv-09379 (AKH)

Dear Judge Hellerstein:

This office represents the New York State Court Officers named as Defendants in this action. We write to respectfully request leave of Court to conduct Plaintiff's deposition by video conference as an alternative to an in person deposition.

Plaintiff commenced this federal action on October 13, 2018, alleging violations of her civil rights pursuant to 42 U.S.C. § 1983, following her arrest on October 14, 2015 at the New York State Family Court at 60 Lafayette Street in Manhattan ("Family Court"). *See* ECF No. 1. Plaintiff is simultaneously prosecuting another action based on identical allegations, commenced on October 14, 2016, against the State of New York in the State Court of Claims. Due to parallel state court litigation, on March 15, 2019, Defendants moved to stay this action. *See* ECF Nos. 47, 48, 49. The Court denied Defendants' Motion for a Stay on April 15, 2019. *See* ECF No. 54. Defendants moved to dismiss the Complaint on May 6, 2019. *See* ECF No. 55, 56. Following Defendants motion to dismiss, Plaintiff filed an amended complaint on consent, dismissing this action, *in its entirety*, against Defendants Chris Mangan, Judith McCabe, Robert Miglino, Ariana Flores, Joseph Kennedy, Nicole Nicoletti, John Baldwin, and Michael DeMarco and dismissing Plaintiff's claim for supervisory liability. *See* Amended Complaint, ECF No. 61. Defendants